

AFFIDAVIT OF SEAN M. MYERS
IN SUPPORT OF COMPLAINT FOR INJUNCTIVE RELIEF

I, Sean M. Myers, J.D., being first duly sworn, deposes and says:

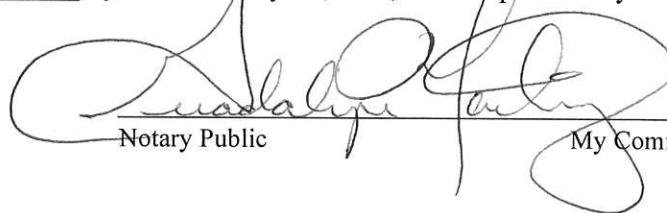
1. I am an adult of sound mind and body and am otherwise competent to testify to the allegations averred herein.
2. I make this affidavit based upon personal knowledge to which I could testify if called upon to do so.
3. I am a Citizen of the United States of America and the State of Michigan.
4. I am a registered voter in the Township of Berlin, County of Monroe, State of Michigan.
5. On June 25th, 2015, exercising my rights under Article II § 9 of the Constitution of Michigan of 1963 and the First Amendment to the United States Constitution, I signed a petition for the initiation of legislation to legalize and regulate marihuana in the State of Michigan, also known as the “MILegalize Petition.” (See ATTACHMENT A).
6. On June 1, 2016, my signature was filed with the State of Michigan Board of Elections along with approximately 354,000 other signatures on 55,000 petition sheets.
7. 252,523 valid signatures were required to place the initiative on the ballot.
8. On June 9, 2016, the Board of Canvassers accepted a staff recommendation of the Board of Elections to deny the MILegalize Petition because MILegalize allegedly failed to submit enough signatures for ballot qualification due to more than 200,000 of the submitted signatures, including mine, being collected more than 180 days prior to submission based on a 1986 BOC policy.
9. I have learned through news stories and other sources that my signature was among those that were disqualified by the BOE and the BOC because I provided it more than 180 days before the submission of the signatures by MILegalize.
10. If I had re-signed the petition within the 180-day period prior to when the petition was filed with the BOE to ensure that my signature would be counted, I would have been guilty of violating election law.
11. If my signature, and the other 200,000 signatures that were collected more than 180 days prior to submission are not canvassed by the BOC, there is risk for immediate and irreparable injury because I will be deprived of the right to vote on this issue in the November General Election.
12. I also served as a circulator of the petitions and the actions of the defendants has resulted in the nullifying of my freedom of speech in regards thereto.

FURTHER AFFIANT SAITH NOT:


Sean M. Myers, J.D.

9/8/16
Date

The foregoing instrument was acknowledged before me this 8th day of 09, 2016, in the County of Wayne by Sean M. Myers, J.D., who is personally known to me and who did take an oath.


Guadalupe Martinez 12/06/2020
Notary Public My Commission Expires

GUADALUPE MARTINEZ
NOTARY PUBLIC - MICHIGAN
WAYNE COUNTY
MY COMMISSION EXPIRES 12/06/2020
ACTING IN WAYNE COUNTY

104378

INITIATION OF LEGISLATION

in initiation of legislation to legalize and regulate marijuana, production, testing, sale, distribution, possession, and use for medicinal and nonmedical purposes; to provide for licensing of certain marijuana cultivators, processors, manufacturers, and distributors; to provide for an excise tax on marijuana transfers at the point of sale; to provide for the promulgation of rules for the regulation of marijuana facilities and stores; and to adopt the title of the Marijuana Control Act.

WARNING — A person who knowingly signs this petition more than once, signs a name other than his or her own, signs when not a qualified and registered elector, or sets his or her signature on a petition, a date other than the actual date the signature was affixed, is in violation of the provisions of the Michigan election law.

INDICATE CITY OR TOWNSHIP IN WHICH REGISTERED TO VOTE		SIGNATURE	PRINTED NAME	STREET ADDRESS OR RURAL ROUTE	ZIP CODE	DATE OF SIGNING
CITY OF <input type="checkbox"/>	TOWNSHIP OF <input checked="" type="checkbox"/>	1. 	Sean Myers	8618 Bomieca	48166	MO DAY YEAR
CITY OF <input type="checkbox"/>	TOWNSHIP OF <input type="checkbox"/>	2.				
CITY OF <input type="checkbox"/>	TOWNSHIP OF <input type="checkbox"/>	3.				
CITY OF <input type="checkbox"/>	TOWNSHIP OF <input type="checkbox"/>	4.				
CITY OF <input type="checkbox"/>	TOWNSHIP OF <input type="checkbox"/>	5.				
CITY OF <input type="checkbox"/>	TOWNSHIP OF <input type="checkbox"/>	6.				
CITY OF <input type="checkbox"/>	TOWNSHIP OF <input type="checkbox"/>	7.				
CITY OF <input type="checkbox"/>	TOWNSHIP OF <input type="checkbox"/>	8.				
CITY OF <input type="checkbox"/>	TOWNSHIP OF <input type="checkbox"/>	9.				
CITY OF <input type="checkbox"/>	TOWNSHIP OF <input type="checkbox"/>	10.				

CERTIFICATE OF CIRCULATOR
The undersigned circulator of the above petition asserts that he or she is 18 years of age or older and a United States citizen; that each signature on the petition was signed in his or her presence; that he or she has neither caused nor permitted a person to sign the petition more than once; and that, to his or her best knowledge and belief, each signature is the genuine signature of the person purporting to sign the petition; the person signing the petition was at the time of signing a registered elector of the city or township indicated preceding the signature, and the elector was qualified to sign the petition.

CERTIFICATE OF CIRCULATOR The undersigned circulator of a United States citizen, that each signature on the petition was signed by him or her presence, that no one or she has neither caused nor induced any person to sign the petition more than once, and that to his or her best knowledge and belief, each signature is the genuine signature of the person purporting to be the petitioner, the person preceding the signature, and the elector was qualified to sign the petition.

CIRCULATOR – Do not sign or date certificate until after circulating petition.

WARNING – A circulator knowingly making a false statement
in the above certificate, a person not a circulator who signs as a circulator, or a person who signs a name other than his or her own as circulator is guilty of a misdemeanor.

Nicholas T. Zettell
(Printed Name of Circulator)
2257 Fording
(Complete Residence Address (Street and Number or Rural Route)) Do not enter a post office box
Huron Twp. MI 48212
(City or Township, State, Zip Code)
(County of Registration, if Registered to Vote, of a Circulator who is not a Resident of Michigan)

A yellow rectangular label with black text. At the top, it says "PLAINTIFF'S" in bold capital letters. Below that, it says "EXHIBIT" in bold capital letters. At the bottom, it says "A" in a large, bold, italicized font. There is a horizontal line above and below the letter "A". On the left side, there is a vertical line of text: "PENGADUAN 800-631-6869".